



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

June 14, 2004

In re Application of:

DAVID J. EDLUND, WILLIAM A. PLEDGER
and R. TODD STUDEBAKER

Serial No. : 10/728,473 Group Art Unit: 1724
Filed : December 5, 2003 Examiner: Richard L. Chiesa
For : HYDROGEN PURIFICATION MEMBRANES, COMPONENTS
AND FUEL PROCESSING SYSTEMS CONTAINING THE SAME

Mail Stop AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

TERMINAL DISCLAIMER

IdaTech, LLC is the assignee and owner of the entire right, title and interest in
and to U.S. Patent Application Serial No. 10/728,473, filed on December 5, 2003, for
HYDROGEN PURIFICATION MEMBRANES, COMPONENTS AND FUEL
PROCESSING SYSTEMS CONTAINING THE SAME.

Assignee hereby disclaims the terminal part of any patent granted on the
above-identified application which would extend beyond the expiration date of U.S. Patent
No. 6,537,352, which issued on March 25, 2003, and hereby agrees that any patent so
granted on the above-identified U.S. Patent Application Serial No. 10/728,473 shall be
enforceable only for and during such period that legal title to the patent so granted shall be
the same as the legal title to U.S. Patent No. 6,537,352, this agreement to run with any

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Serial No. 10/728,473

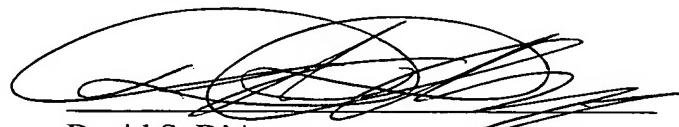
patent granted on the above-identified U.S. Patent Application Serial No. 10/728,473, and to be binding upon the grantee, its successors or assigns.

In making the above disclaimer, Assignee does not disclaim the terminal part of any patent granted on U.S. Patent Application Serial No. 10/728,473 that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§ 154 to 156 and 173 of U.S. Patent No. 6,537,352, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

The undersigned hereby states that he is the attorney of record for Assignee and has the authority to sign this disclaimer.

Signed at Portland, State of Oregon, this 14th day of June, 2004.

Respectfully submitted,
KOLISCH HARTWELL, P.C.



David S. D'Ascenzo
Registration No. 39,952
PTO Customer No. 23581
Kolisch Hartwell, P.C.
520 S.W. Yamhill Street, Suite 200
Portland, Oregon 97204
Telephone: (503) 224-6655
Facsimile: (503) 295-6679